



HIGH COURT OF CHHATTISGARH, BILASPUR

2026:CGHC:4244

CRA No. 1247 of 2018

- Alok Pradhan S/o Tikki Babu Pradhan, R/o- Village Nawrangpur, New Tank Street, Police Station Nawrangpur (Odissa), At Present Resident Of Near Chhatwa Pond, Gondwara, Police Station Khamtarai (wrongly mentioned as Khamartai in the order of the learned court below), District- Raipur, Chhattisgarh., District : Raipur, Chhattisgarh

---- Appellant

Versus

- State Of Chhattisgarh Through- Station House Officer, Police Station Khamtarai, District- Raipur, Chhattisgarh., District : Raipur, Chhattisgarh

---- Respondent

28/09/2018	Ms. Neha Verma, Advocate for the appellant. Mr. Ashok Swarnkar, P.L. for the State/respondent. Heard on I.A.No.1/2018 for suspension of sentences and grant of bail to the appellant. The appellant has been convicted by the judgment of conviction and order of sentence dated 13-07-2018, passed in Special Criminal Case No.140/2017 by the 7th Additional Sessions Judge Raipur, District Raipur, C.G. and sentenced in the following manner with a direction that all the jail sentences shall run concurrently:- <table><tr><th>Conviction</th><th>Sentence</th></tr><tr><td>1. U/s 451 of the IPC</td><td>to undergo R.I. for 1 year and to pay fine amount of Rs.500/-, in default of payment of fine, to undergo additional R.I. for one month,</td></tr><tr><td>2. U/s 354 of the IPC</td><td>to undergo R.I. for 2 years and to pay fine amount of Rs.500/-, in default of payment of fine, to undergo additional R.I. for one month,</td></tr><tr><td>3. U/s 8 of Protection of Children from Sexual Offences Act</td><td>to undergo R.I. for 3 years and to pay fine amount of Rs.1000/-, in default of payment of fine, to undergo additional R.I. for two months.</td></tr></table> It is submitted on behalf of the appellant that the appellant has been	Conviction	Sentence	1. U/s 451 of the IPC	to undergo R.I. for 1 year and to pay fine amount of Rs.500/-, in default of payment of fine, to undergo additional R.I. for one month,	2. U/s 354 of the IPC	to undergo R.I. for 2 years and to pay fine amount of Rs.500/-, in default of payment of fine, to undergo additional R.I. for one month,	3. U/s 8 of Protection of Children from Sexual Offences Act	to undergo R.I. for 3 years and to pay fine amount of Rs.1000/-, in default of payment of fine, to undergo additional R.I. for two months.
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erroneously convicted and sentenced in the impugned judgment of the trial Court. The appellant is in jail since 09-05-2017 and there is no likelihood of this appeal being heard finally in the near future. Hence, it is prayed that the sentence of imprisonment against the appellant be suspended and he may be enlarged on bail.

Per contra, learned counsel for the State opposed the prayer for suspension of sentence and grant of bail.

Heard learned counsel for the parties and perused the record of the trial Court.

After considering on the material present in the record of the trial Court and also for the reason that there is no likelihood of this appeal to come up for final hearing in near future, I feel inclined to allow this application.

Accordingly, I.A.No.1/2018, application for suspension of sentence and grant of bail, is allowed.

It is directed that the jail sentence imposed upon the appellant shall remain suspended during the pendency of this appeal and he shall be released on bail on his furnishing a personal bond in the sum of Rs.25,000/- with one surely in like sum to the satisfaction of the trial Court for his appearance before the Registry of this Court on **7th of December, 2018**. He shall thereafter appear before the trial Court on a date to be given by the Registry of this Court and shall continue to appear there on all such subsequent dates as are given to him by the said Court, till disposal of this appeal.

Certified copy as per rules.

Sd/-

(Rajendra Chandra Singh Samant)
Judge